

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

In re:)	
)	Case No. 3:19-bk-1971
CAPSTONE PEDIATRICS, PLLC,)	
)	Chapter 11
Debtor.)	
)	
_____)	
)	
CDS BUSINESS SERVICES, INC.)	
d/b/a NEWTEK BUSINESS CREDIT.)	
)	
Plaintiff,)	
)	
v.)	Adv. Proc. No. 3:20-ap-90140
)	
)	
AMERICA CARES TRUST d/b/a)	
CARENATION)	
)	
Defendant.)	

**EXPEDITED ORDER
SETTING HEARING ON AMERICA CARES TRUST d/b/a CARENATION'S THIRD
EXPEDITED MOTION AND SUPPORTING MEMORANDUM FOR
RELIEF FROM PRELIMINARY INJUNCTION
AND REQUEST FOR FED. R. BANKR. P. 7016 CONFERENCE**

The Defendant, America Cares Trust, Inc. d/b/a CareNation (“**CareNation**”), has filed a Third Expedited Motion and Supporting Memorandum for Relief from the Preliminary Injunction entered by this Court on September 18, 2020 (Docket Entry 12) and a Request for

Fed. R. Civ. P. 7016 Conference. Based upon the allegations in the motion, good cause exists to schedule an expedited hearing.

The Court anticipates that the Plaintiff, CDS Business Services, Inc. d/b/a Newtek Business Credit (“CDS”) will be responding promptly to the expedited motion. Accordingly, even though the hearing is being set on an expedited basis, the Court expects CDS to be in a position to respond to the matter quickly. Therefore, the following procedures will apply.

1. A hearing will be conducted telephonically at __:__ __.m. on _____, 2021. The call-in information is: Call-In Number: _____; Access Code: _____,. CareNation shall upload any exhibits expected to be presented at the hearing no later than __:__ __.m. on _____, _____ 2021, through use of the Court’s Electronic Evidence Submission Application (“EESA”), using a numbering system where CareNation’s exhibits will start with #1001.

3. CDS shall file any response it wishes to file by __:__ a.m. on _____. _____, 2021.

4. CDS shall upload any exhibits expected to be presented at the hearing no later than __:__ __.m. on _____, _____, 2021, through use of EESA, using a numbering system where CDS’ exhibits will start with #2001.

5. CareNation shall serve this order upon CDS by the fastest means available as soon as possible after entry on _____, 2021.

It is so **ORDERED**.

[This order was signed and entered electronically as indicated at the top of the first page.]

SUBMITTED FOR ENTRY:

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/s/ William J. Haynes, III

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*Attorney for America Cares Trust,
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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was filed electronically on January 5, 2021. Notice of this filing was sent by operation of the Court's electronic filing system to all those parties specifically requesting electronic service and as indicated on the electronic filing receipt. Parties may access this filing through the Court's electronic filing system. In addition, notice was sent in the manner set forth in section 3, above.

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/s/William J. Haynes, III
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